

108TH CONGRESS
1ST SESSION

H. R. 3327

To designate certain public lands as wilderness and certain rivers as wild and scenic rivers in the northern portion of the State of California, to designate Salmon Restoration Areas, to establish the Sacramento River National Conservation Area, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 16, 2003

Mr. THOMPSON of California (for himself, Ms. SOLIS, Mr. LANTOS, Ms. HARMAN, Ms. ESHOO, Mr. STARK, Mrs. TAUSCHER, Ms. ROYBAL-ALLARD, and Ms. LEE) introduced the following bill; which was referred to the Committee on Resources

A BILL

To designate certain public lands as wilderness and certain rivers as wild and scenic rivers in the northern portion of the State of California, to designate Salmon Restoration Areas, to establish the Sacramento River National Conservation Area, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Northern California Wild Heritage Act of 2003”.

1 (b) TABLE OF CONTENTS.—The table of contents for
 2 this Act is as follows:

Sec. 1. Short title and table of contents.
 Sec. 2. Findings.

TITLE I—DESIGNATION OF WILDERNESS AREAS

Sec. 101. Designation of wilderness areas on National Forest System lands,
 Bureau of Land Management lands, and National Park System
 lands.
 Sec. 102. Administration of wilderness areas.
 Sec. 103. Designation of Salmon Restoration Areas.
 Sec. 104. Designation of wilderness study areas.
 Sec. 105. Designation of potential wilderness areas.

TITLE II—WILD AND SCENIC RIVER DESIGNATIONS

Sec. 201. Designation of wild and scenic rivers.
 Sec. 202. Designation of wild and scenic rivers study area.

TITLE III—SACRAMENTO RIVER NATIONAL CONSERVATION AREA

Sec. 301. Designation of Sacramento River National Conservation Area.
 Sec. 302. Management of conservation area.
 Sec. 303. Authorization of appropriations.

TITLE IV—MISCELLANEOUS PROGRAMS

Sec. 401. Wilderness and wild and scenic river tourism development.
 Sec. 402. Wilderness and wild and scenic rivers recreation development.
 Sec. 403. Firefighting.
 Sec. 404. Law enforcement.

3 **SEC. 2. FINDINGS.**

4 Congress makes the following findings:

5 (1) The publicly owned lands and rivers of Cali-
 6 fornia are a wildland resource of extraordinary value
 7 for this and future generations.

8 (2) Increasing pressure from California's rap-
 9 idly growing population threatens to irrevocably
 10 harm these remaining wild areas and wild rivers.

11 (3) Statutory protection is needed for these
 12 areas to ensure that they remain a part of our nat-

1 ural heritage and continue to be a source of solitude
2 and inspiration for all Americans.

3 (4) Continuation of military activities, including
4 overflights, military rotary wing environmental train-
5 ing, military maneuvers, testing and evaluation, and
6 other activities without limit to frequency, is not in-
7 compatible with the protection and proper manage-
8 ment of the wilderness and wild and scenic river re-
9 sources designated by this Act.

10 (5) Wildfire management activities necessary to
11 protect public health and safety and private property
12 are fully allowable in wilderness areas, and the Sec-
13 retary of Agriculture and the Secretary of the Inte-
14 rior may take such measures as they consider nec-
15 essary to control or prevent fires.

16 (6) These lands shall be included in the Na-
17 tional Wilderness Preservation System and the Na-
18 tional Wild and Scenic Rivers System, in order to—

19 (A) preserve the unique wild and natural
20 features of these landscapes;

21 (B) protect a diverse array of ecosystems,
22 plants, animals, geologic structures and hydro-
23 logic features that represent the natural splen-
24 dor of California;

1 (C) protect and preserve historical and cul-
2 tural archaeological sites associated with an-
3 cient Indian cultures and the settlement of Cali-
4 fornia;

5 (D) protect and preserve areas that con-
6 tinue to be used by Indian tribes for spiritual,
7 cultural, or subsistence practices;

8 (E) protect watersheds, including those
9 that play an essential role in providing munic-
10 ipal and agricultural water and power supplies;

11 (F) provide opportunities for compatible
12 outdoor recreation, including horseback riding
13 on saddle and pack stock, hunting and fishing,
14 hiking and camping, whitewater rafting, trail
15 running, and excursions led by commercial out-
16 fitters;

17 (G) retain and enhance opportunities for
18 scientific research in pristine ecosystems; and

19 (H) promote the recovery of threatened
20 and endangered species, including salmon and
21 steelhead.

TITLE I—DESIGNATION OF WILDERNESS AREAS

SEC. 101. DESIGNATION OF WILDERNESS AREAS ON NA- TIONAL FOREST SYSTEM LANDS, BUREAU OF LAND MANAGEMENT LANDS, AND NATIONAL PARK SYSTEM LANDS.

In furtherance of the purposes of the Wilderness Act (16 U.S.C. 1131 et seq.), the following public lands in the State of California are hereby designated as wilderness, and therefore, as components of the National Wilderness Preservation System:

(1) Certain lands in the El Dorado and Humboldt-Toiyabe National Forests, which comprise approximately 22,360 acres as generally depicted on a map entitled “Caples Creek Wilderness Area—Proposed”, dated May 2002, to be known as the Caples Creek Wilderness.

(2) Certain lands in the El Dorado and Humboldt-Toiyabe National Forests, which comprise approximately 19,380 acres as generally depicted on a map entitled “Meiss Meadows Wilderness Area—Proposed”, dated May 2002, to be known as the Meiss Meadows Wilderness. The designation shall not preclude operation and maintenance of the existing historic Forest Service Meiss Hut in the same

1 manner and degree in which operation and mainte-
2 nance of such cabin were occurring as of the date
3 of the enactment of this Act.

4 (3) Certain lands in the Klamath National For-
5 est, which comprise approximately 64,160 acres as
6 generally depicted on a map entitled “Marble Moun-
7 tain Wilderness Area Additions—Proposed”, dated
8 May 2002, and which are hereby incorporated in,
9 and are deemed to be a part of, the Marble Moun-
10 tain Wilderness as designated by Public Laws 88–
11 577 and 98–425.

12 (4) Certain lands in the Klamath National For-
13 est, which comprise approximately 51,600 acres as
14 generally depicted on a map entitled “Red Butte
15 Wilderness Area Additions—Proposed”, dated May
16 2002, and which are hereby incorporated in, and are
17 deemed to be a part of, the Red Butte Wilderness
18 as designated by Public Laws 98–425 and 98–328.

19 (5) Certain lands in the Klamath National For-
20 est, which comprise approximately 19,360 acres as
21 generally depicted on a map entitled “Russian Wil-
22 derness Area Additions—Proposed”, dated May
23 2002, and which are hereby incorporated in, and are
24 deemed to be a part of, the Russian Wilderness as
25 designated by Public Law 98–425.

1 (6) Certain lands in the Lassen National For-
2 est, which comprise approximately 12,000 acres as
3 generally depicted on a map entitled “Heart Lake
4 Wilderness Area—Proposed”, dated May 2002, to
5 be known as the Heart Lake Wilderness.

6 (7) Certain lands in the Lassen National For-
7 est, which comprise approximately 4,760 acres as
8 generally depicted on a map entitled “Wild Cattle
9 Mountain Wilderness Area—Proposed”, dated May
10 2002, to be known as the Wild Cattle Mountain Wil-
11 derness.

12 (8) Certain lands in the Lassen National For-
13 est, which comprise approximately 4,280 acres as
14 generally depicted on a map entitled “Caribou Wil-
15 derness Area Additions—Proposed”, dated May
16 2002, and which are hereby incorporated in, and are
17 deemed to be a part of the Caribou Wilderness as
18 designated by Public Laws 88–577 and 98–425.

19 (9) Certain lands in the Mendocino National
20 Forest, which comprise approximately 23,800 acres
21 as generally depicted on a map entitled “Snow
22 Mountain Wilderness Area Additions—Proposed”,
23 dated May 2002, and which are hereby incorporated
24 in, and are deemed to be a part of the Snow Moun-

1 tain Wilderness as designated by Public Law 98–
2 425.

3 (10) Certain lands in the Mendocino National
4 Forest, which comprise approximately 10,160 acres
5 as generally depicted on a map entitled “Sanhedrin
6 Wilderness Area—Proposed”, dated May 2002, to
7 be known as the Sanhedrin Wilderness.

8 (11) Certain lands in the Mendocino National
9 Forest and the Arcata Field Office of the Bureau of
10 Land Management, which comprise approximately
11 51,790 acres as generally depicted on a map entitled
12 “Yuki Wilderness Area—Proposed”, dated May
13 2002, to be known as the Yuki Wilderness.

14 (12) Certain lands in the Plumas National For-
15 est, which comprise approximately 9,000 acres as
16 generally depicted on a map entitled “Feather Falls
17 Wilderness Area—Proposed”, dated May 2002, to
18 be known as the Feather Falls Wilderness.

19 (13) Certain lands in the Six Rivers National
20 Forest, which comprise approximately 7,300 acres as
21 generally depicted on a map entitled “Mt. Lassen
22 Wilderness Area—Proposed”, dated May 2002, to
23 be known as the Mt. Lassen Wilderness.

24 (14) Certain lands in the Six Rivers National
25 Forest, which comprise approximately 5,740 acres as

1 generally depicted on a map entitled “Mad River
2 Buttes Wilderness Area—Proposed”, dated May
3 2002, to be known as the Mad River Buttes Wilder-
4 ness.

5 (15) Certain lands in the Six Rivers and Klam-
6 ath National Forests, which comprise approximately
7 86,470 acres as generally depicted on a map entitled
8 “Siskiyou Wilderness Area Additions—Proposed”,
9 dated May 2002, and which are hereby incorporated
10 in, and are deemed to be a part of the Siskiyou Wil-
11 derness as designated by Public Law 98–425.

12 (16) Certain lands in the Six Rivers, Mendocino
13 and Shasta-Trinity National Forests and the Red-
14 ding and Arcata Field Offices of the Bureau of
15 Land Management, which comprise approximately
16 40,550 acres as generally depicted on a map entitled
17 “Yolla Bolly-Middle Eel Wilderness Area Addi-
18 tions—Proposed”, dated May 2002, and which are
19 hereby incorporated in, and are deemed to be a part
20 of the Yolla Bolly-Middle Eel Wilderness as des-
21 ignated by Public Laws 88–577 and 98–425.

22 (17) Certain lands in the Six Rivers, Klamath
23 and Shasta-Trinity National Forests, which com-
24 prise approximately 97,590 acres as generally de-
25 picted on a map entitled “Trinity Alps Wilderness

1 Area Additions—Proposed”, dated May 2002, and
2 which are hereby incorporated in, and are deemed
3 to be a part of the Trinity Alps Wilderness as des-
4 ignated by Public Law 98–425.

5 (18) Certain lands in the Six Rivers and Shas-
6 ta-Trinity National Forests, which comprise approxi-
7 mately 12,750 acres as generally depicted on a map
8 entitled “Underwood Wilderness Area—Proposed”,
9 dated May 2002, to be known as the Underwood
10 Wilderness.

11 (19) Certain lands in the Stanislaus National
12 Forest, which comprise approximately 25,280 acres
13 as generally depicted on a map entitled “Emigrant
14 Wilderness Area Additions—Proposed”, dated May
15 2002, and which are hereby incorporated in, and are
16 deemed to be a part of the Emigrant Wilderness as
17 designated by Public Laws 93–632 and 98–425.

18 (20) Certain lands in the Stanislaus and Hum-
19 boldt-Toiyabe National Forests, which comprise ap-
20 proximately 35,200 acres as generally depicted on a
21 map entitled “Carson Iceberg Wilderness Area Addi-
22 tions—Proposed”, dated May 2002, and which are
23 hereby incorporated in, and are deemed to be a part
24 of the Carson Iceberg Wilderness as designated by
25 Public Law 98–425.

1 (21) Certain lands in the Tahoe National For-
2 est, which comprise approximately 12,160 acres as
3 generally depicted on a map entitled “Black Oak
4 Wilderness Area—Proposed”, dated May 2002, to
5 be known as the Black Oak Wilderness. This des-
6 ignation shall not interfere with the operation of the
7 Western States Endurance Run and the Western
8 States Trail Ride (Tevis Cup) in the same manner
9 and degree in which these events are operating as of
10 the date of the enactment of this Act.

11 (22) Certain lands in the Tahoe National For-
12 est, which comprise approximately 2,880 acres as
13 generally depicted on a map entitled “Duncan Can-
14 yon Wilderness Area—Proposed”, dated May 2002,
15 to be known as the Duncan Canyon Wilderness.
16 This designation shall not interfere with the oper-
17 ation of the Western States Endurance Run and the
18 Western States Trail Ride (Tevis Cup) in the same
19 manner and degree in which these events are oper-
20 ating as of the date of the enactment of this Act.

21 (23) Certain lands in the Tahoe National For-
22 est, which comprise approximately 20,480 acres as
23 generally depicted on a map entitled “North Fork
24 American Wilderness Area—Proposed”, dated May

1 2002, to be known as the North Fork American Wil-
2 derness.

3 (24) Certain lands in the Tahoe National For-
4 est, which comprise approximately 4,480 acres as
5 generally depicted on a map entitled “Granite Chief
6 Wilderness Area Additions—Proposed”, dated May
7 2002, and which are hereby incorporated in, and are
8 deemed to be a part of the Granite Chief Wilderness
9 as designated by Public Law 98–425. This designa-
10 tion shall not interfere with the operation of the
11 Western States Endurance Run and the Western
12 States Trail Ride (Tevis Cup) in the same manner
13 and degree in which these events are operating as of
14 the date of the enactment of this Act and pursuant
15 to the April 13, 1988, determination of the Chief of
16 the Forest Service.

17 (25) Certain lands in the Tahoe National For-
18 est, which comprise approximately 16,350 acres as
19 generally depicted on a map entitled “Castle Peak
20 Wilderness Area—Proposed”, dated May 2002, to
21 be known as the Castle Peak Wilderness.

22 (26) Certain lands in the Tahoe National For-
23 est, which comprise approximately 17,280 acres as
24 generally depicted on a map entitled “Grouse Lakes

1 Wilderness Area—Proposed”, dated May 2002, to
2 be known as the Grouse Lakes Wilderness.

3 (27) Certain lands in the Alturas Field Office
4 of the Bureau of Land Management, which comprise
5 approximately 6,600 acres as generally depicted on
6 a map entitled “Pit River Wilderness Area—Pro-
7 posed”, dated May 2002, to be known as the Pit
8 River Wilderness.

9 (28) Certain lands in the Ukiah Field Office of
10 the Bureau of Land Management, which comprise
11 approximately 45,434 acres as generally depicted on
12 a map entitled “Cache Creek Wilderness Area—Pro-
13 posed”, dated May 2002, to be known as the Cache
14 Creek Wilderness.

15 (29) Certain lands in the Ukiah District of the
16 Bureau of Land Management, which comprise ap-
17 proximately 10,880 acres as generally depicted on a
18 map entitled “Blue Ridge Wilderness Area—Pro-
19 posed”, dated May 2002, to be known as the Blue
20 Ridge Wilderness.

21 (30) Certain lands in the Ukiah District of the
22 Bureau of Land Management, which comprise ap-
23 proximately 5,880 acres as generally depicted on a
24 map entitled “Cedar Roughts Wilderness Area—Pro-

posed”, dated May 2002, to be known as the Cedar
Roughs Wilderness.

(31) Certain lands in the Arcata Field Office of
the Bureau of Land Management, which comprise
approximately 41,614 acres as generally depicted on
a map entitled “King Range Wilderness Area—Pro-
posed”, dated May 2002, to be known as the King
Range Wilderness. In case of conflict between the
provisions of this Act and the provisions of the exist-
ing King Range National Conservation Area estab-
lished by Public Law 91–476, the more restrictive
provisions shall apply.

(32) Certain lands in the Arcata Field Office of
the Bureau of Land Management, which comprise
approximately 14,000 acres as generally depicted on
a map entitled “South Fork Eel Wilderness Area—
Proposed”, dated May 2002, to be known as the
South Fork Eel Wilderness.

(33) Certain lands in Lassen Volcanic National
Park, which comprise approximately 26,366 acres as
generally depicted on a map entitled “Lassen Vol-
canic National Park Wilderness Area Additions—
Proposed”, dated May 2002, and which are hereby
incorporated in, and are deemed to be a part of the

1 Lassen Volcanic National Park Wilderness as des-
2 ignated by Public Law 92–510.

3 **SEC. 102. ADMINISTRATION OF WILDERNESS AREAS.**

4 (a) MANAGEMENT.—Subject to valid existing rights,
5 each wilderness area designated by this title shall be ad-
6 ministered by the Secretary of the Interior or the Sec-
7 retary of Agriculture, whichever Secretary has administra-
8 tive jurisdiction over the area (in this title referred to as
9 the “Secretary concerned”), in accordance with this sec-
10 tion and the Wilderness Act (16 U.S.C. 1131 et seq.), ex-
11 cept that any reference in the Wilderness Act to the effec-
12 tive date of the Wilderness Act (or any similar reference)
13 shall be deemed to be a reference to the date of the enact-
14 ment of this Act.

15 (b) MAP AND LEGAL DESCRIPTION.—Not later than
16 three years after the date of the enactment of this Act,
17 the Secretary concerned shall file a map and a legal de-
18 scription of each wilderness area designated by this title
19 with the Committee on Energy and Natural Resources of
20 the Senate and the Committee on Resources of the House
21 of Representatives. Such map and description shall have
22 the same force and effect as if included in this title, except
23 that the Secretary concerned may correct clerical and ty-
24 pographical errors in such maps and legal descriptions.
25 Copies of the maps and legal descriptions shall be on file

1 and available for public inspection in an appropriate office
2 of the Secretary concerned.

3 (c) WILDERNESS CHARACTER.—As provided in sec-
4 tion 4(b) of the Wilderness Act (16 U.S.C. 1133(b)), the
5 Secretary concerned shall be responsible for preserving the
6 wilderness character of the wilderness areas designated by
7 this title. All activities in the areas shall be subject to such
8 regulations as the Secretary concerned considers necessary
9 to fulfill the requirements of this title.

10 (d) FIRE MANAGEMENT AND RELATED ACTIVI-
11 TIES.—The Secretary concerned may take such measures
12 in the wilderness areas designated by this title as nec-
13 essary in the control and prevention of fire, insects and
14 diseases, as provided in section 4(d)(1) of the Wilderness
15 Act (16 U.S.C. 1133(d)(1)) and in accordance with the
16 guidelines contained in the Report of the Committee on
17 Interior and Insular Affairs to accompany H.R. 1437 of
18 the 98th Congress (H. Rept. 98–40). Where a wilderness
19 area is adjacent to or is in close proximity to inhabited
20 areas, the Secretary concerned may take appropriate
21 measures to control and prevent fire through Federal,
22 State, or local agencies and jurisdictions. Such measures
23 may include the use of mechanized and motorized equip-
24 ment for fire suppression, including aircraft and fire re-
25 tardant drops where necessary to protect public health and

1 safety or residential or commercial structures. Within one
2 year after the date of the enactment of this Act, the Sec-
3 retary concerned shall review existing policy to ensure that
4 authorized approval procedures for any such measures
5 permit a timely and efficient response in case of fires re-
6 quiring suppression activities in the wilderness areas des-
7 ignated by this title. If the wilderness area is near an in-
8 habited area and the fire hazard and risk are extreme,
9 the Secretary concerned shall consider delegating the au-
10 thority to approve such fire suppression measures to the
11 administrator of the Federal lands containing the wilder-
12 ness area. The Secretary concerned may also review, and
13 when appropriate, delegate by written agreement primary
14 fire fighting authority and related public safety activities
15 to an appropriate State or local agency.

16 (e) ACCESS TO PRIVATE PROPERTY.—The Secretary
17 concerned shall provide adequate access to nonfederally
18 owned land or interests in land within the boundaries of
19 the wilderness areas designated by this title, which will
20 provide the owner of such land or interest the reasonable
21 use and enjoyment thereof.

22 (f) MANAGEMENT OF PRIVATE PROPERTY.—Nothing
23 in this title shall enlarge or diminish the private property
24 rights of non-Federal landowners with property within the
25 boundaries of the wilderness areas designated by this title.

1 (g) HYDROLOGIC, METEROLOGIC, CLIMATOLOGICAL
2 DEVICES, FACILITIES, AND ASSOCIATED EQUIPMENT.—

3 Nothing in this title shall be construed to prevent the in-
4 stallation and maintenance of hydrologic, meteorologic, or
5 climatological devices or facilities and communication
6 equipment associated with such devices, or any combina-
7 tion of the foregoing, or limited motorized access to such
8 facilities when non-motorized access means are not reason-
9 ably available or when time is of the essence, where such
10 a facility or when such access is essential to flood warning,
11 flood control, water supply forecasting, or reservoir oper-
12 ation purposes. Nothing in this title shall be construed to
13 restrict the use of helicopters or other aircraft by utilities
14 in the vicinity of wilderness areas designated by this title.

15 (h) MILITARY ACTIVITIES.—Nothing in this title
16 shall preclude or restrict low-level overflights of military
17 aircraft and air vehicles, military rotary wing environ-
18 mental training, testing and evaluation, the designation of
19 new units of special use airspace, or the use or establish-
20 ment of military flight training routes over wilderness
21 areas designated by this title.

22 (i) HORSES.—Nothing in this title shall preclude
23 horseback riding, or the entry of recreational saddle or
24 pack stock into wilderness areas designated by this title.

1 (j) LIVESTOCK GRAZING.—Grazing of livestock and
2 maintenance of previously existing facilities that are di-
3 rectly related to permitted livestock grazing activities in
4 wilderness areas designated by this title, where established
5 prior to the date of the enactment of this Act, shall be
6 permitted to continue as provided in section 4(d)(4) of the
7 Wilderness Act (16 U.S.C. 1133(d)(4) and section 108 of
8 Public Law 96–560.

9 (k) FISH AND WILDLIFE.—Nothing in this title shall
10 affect hunting and fishing, under applicable State and
11 Federal laws and regulations, within the boundaries of wil-
12 derness areas designated by this title. Nothing in this title
13 shall be construed as affecting the jurisdiction or respon-
14 sibilities of the State of California with respect to wildlife
15 and fish on the public lands in that State as provided in
16 section 4(d)(7) of the Wilderness Act (16 U.S.C.
17 1133(d)(7)).

18 (l) WILDLIFE MANAGEMENT.—In furtherance of the
19 purposes and principles of the Wilderness Act, manage-
20 ment activities to maintain or restore fish and wildlife pop-
21 ulations and the habitats to support such populations may
22 be carried out in wilderness areas designated by this title,
23 when consistent with relevant wilderness management
24 plans, in accordance with appropriate policies and guide-
25 lines.

1 (m) LAW ENFORCEMENT ACTIVITIES.—Nothing in
2 this title shall be construed as precluding or otherwise af-
3 fecting border operations, or other law enforcement activi-
4 ties by the Bureau of Border Security or United States
5 Customs Service of the Department of Homeland Secu-
6 rity, the Drug Enforcement Administration, or other Fed-
7 eral, State and local law enforcement agencies in wilder-
8 ness areas designated by this title.

9 (n) NATIVE AMERICAN USES AND INTERESTS.—In
10 recognition of the past use of wilderness areas designated
11 by this title by Native Americans for traditional cultural
12 and religious purposes, the Secretary concerned shall en-
13 sure access to such wilderness areas by Native Americans
14 for such traditional cultural and religious purposes. In im-
15 plementing this section, the Secretary concerned, upon the
16 request of an Indian tribe or Indian religious community,
17 shall temporarily close to the general public use of one
18 or more specific portions of the wilderness area in order
19 to protect the privacy of traditional cultural and religious
20 activities in such areas by Native Americans. Any such
21 closure shall be made to affect the smallest practicable
22 area for the minimum period necessary for such purposes.
23 Such access shall be consistent with the purpose and in-
24 tent of Public Law 95–341 (42 U.S.C. 1996; commonly

1 referred to as the American Indian Religious Freedom
2 Act) and the Wilderness Act.

3 (o) COMMERCIAL OUTFITTERS.—Commercial outfit-
4 ters may use the wilderness areas designated by this title
5 consistent with this title and section 4(d)(5) of the Wilder-
6 ness Act (16 U.S.C. 1133(d)(5)).

7 (p) NO BUFFER ZONES.—The Congress does not in-
8 tend for the designation of wilderness areas by this title
9 to lead to the creation of protective perimeters or buffer
10 zones around any such wilderness areas. The fact that
11 nonwilderness activities or uses can be seen or heard from
12 areas within a wilderness shall not, of itself, preclude such
13 activities or uses up to the boundary of the wilderness
14 area.

15 (q) WATER RESOURCES PROJECTS.—Nothing in this
16 title shall preclude relicensing of, assistance to, or oper-
17 ation and maintenance of, developments below or above
18 a wilderness area or on any stream tributary thereto which
19 will not invade the area or unreasonably diminish the ex-
20 isting wilderness, scenic, recreational, and fish and wildlife
21 values present in the area as of the date of the enactment
22 of this Act.

23 **SEC. 103. DESIGNATION OF SALMON RESTORATION AREAS.**

24 (a) FINDINGS.—Congress makes the following find-
25 ings:

1 (1) Once magnificent salmon and steelhead
2 runs throughout the State of California have gen-
3 erally experienced severe declines, which has resulted
4 in the listing of these runs as threatened and endan-
5 gered under both State and Federal law.

6 (2) Economically important commercial, rec-
7 reational, and Tribal salmon and steelhead fisheries
8 have collapsed in many parts of California leading to
9 economic crises for many fishing-dependent commu-
10 nities.

11 (3) Salmon and steelhead are essential to the
12 spiritual and cultural practices of many Indian
13 tribes in California and these Indian tribes have suf-
14 fered as a result of the decline in salmon and
15 steelhead runs.

16 (4) Habitat protection is an essential compo-
17 nent in the recovery of endangered salmon and
18 steelhead to sustainable, harvestable levels.

19 (5) Certain pristine areas on Federal lands in
20 California warrant special protection because they
21 offer vital, irreplaceable habitat for salmon and
22 steelhead.

23 (b) DESIGNATION.—The following public lands in the
24 State of California are hereby designated as Salmon Res-
25 toration Areas:

1 (1) Certain lands in the Shasta-Trinity Na-
2 tional Forest, which comprise approximately 24,267
3 acres as generally depicted on a map entitled “Chin-
4 quapin Salmon Restoration Area—Proposed”, dated
5 May 2002, to be known as the Chinquapin Salmon
6 Restoration Area.

7 (2) Certain lands in the Shasta-Trinity Na-
8 tional Forest, which comprise approximately 28,400
9 acres as generally depicted on a map entitled “Patti-
10 son Salmon Restoration Area—Proposed”, dated
11 May 2002, to be known as the Pattison Salmon Res-
12 toration Area.

13 (3) Certain lands in the Shasta-Trinity Na-
14 tional Forest, which comprise approximately 22,000
15 acres as generally depicted on a map entitled “South
16 Fork Trinity Salmon Restoration Area—Proposed”,
17 dated May 2002, to be known as the South Fork
18 Trinity Salmon Restoration Area.

19 (c) REVIEW.—The Secretary concerned shall prepare
20 a report reviewing each Salmon Restoration Area to deter-
21 mine the suitability of the area for designation as wilder-
22 ness and inclusion in the National Wilderness Preserva-
23 tion System. The Secretary concerned shall submit the re-
24 port and findings to the President, and the President shall
25 submit to Congress a recommendation regarding such des-

1 ignation not later than three years after the date of the
2 enactment of this Act.

3 (d) MANAGEMENT.—Until a law is enacted address-
4 ing the suitability of the Salmon Restoration Areas for wil-
5 derness designation, the areas shall be managed to pro-
6 mote the restoration of self-sustaining salmon and
7 steelhead populations. Subject to valid existing rights, the
8 Salmon Restoration Areas shall be administered by the
9 Secretary concerned so as to maintain their presently ex-
10 isting wilderness character and potential for inclusion in
11 the National Wilderness Preservation System. The use of
12 mechanized transport or motorized equipment shall be
13 based on the selection of the minimum tool or administra-
14 tive practice necessary to accomplish the purpose of max-
15 imum salmon habitat protection with the least amount of
16 adverse impact on wilderness character and resources.

17 **SEC. 104. DESIGNATION OF WILDERNESS STUDY AREAS.**

18 (a) DESIGNATION.—In furtherance of the provisions
19 of the Wilderness Act (16 U.S.C. 1131 et seq.), the fol-
20 lowing public lands in the State of California are des-
21 ignated wilderness study areas.

22 (1) Certain lands in the Shasta-Trinity Na-
23 tional Forest, which comprise approximately 35,000
24 acres as generally depicted on a map entitled “Gi-
25 rard Ridge Wilderness Study Area—Proposed”,

1 dated May 2002, to be known as the Girard Ridge
2 Wilderness Study Area.

3 (2) Certain lands in the Lassen National For-
4 est, which comprise approximately 48,000 acres as
5 generally depicted on a map entitled “Ishi Wilder-
6 ness Additions Wilderness Study Area—Proposed”,
7 dated May 2002, to be known as the Ishi Additions
8 Wilderness Study Area.

9 (b) REVIEW.—The Secretary concerned shall prepare
10 a report reviewing each wilderness study area designated
11 by subsection (a) to determine the suitability of the area
12 for designation as wilderness and inclusion in the National
13 Wilderness Preservation System. The Secretary concerned
14 shall submit the report and findings to the President, and
15 the President shall submit to Congress a recommendation
16 regarding such designation not later than three years after
17 the date of the enactment of this Act.

18 (c) MANAGEMENT.—Subject to valid existing rights,
19 the wilderness study areas designated by subsection (a)
20 shall be administered by the Secretary concerned so as to
21 maintain their presently existing wilderness character and
22 potential for inclusion in the National Wilderness Preser-
23 vation System.

1 **SEC. 105. DESIGNATION OF POTENTIAL WILDERNESS**
2 **AREAS.**

3 (a) DESIGNATION.—In furtherance of the provisions
4 of the Wilderness Act, the following public lands in the
5 State of California are designated potential wilderness
6 areas:

7 (1) Certain lands in the Arcata Field Office of
8 the Bureau of Land Management, which comprise
9 approximately 8,000 acres as generally depicted on
10 a map entitled “Elkhorn Ridge Potential Wilderness
11 Area—Proposed”, dated May 2002, to be known as
12 the Elkhorn Ridge Potential Wilderness Area.

13 (2) Certain lands in the Ukiah Field Office of
14 the Bureau of Land Management, which comprise
15 approximately 8,566 acres as generally depicted on
16 a map entitled “Payne Ranch Potential Wilderness
17 Addition to Cache Creek Wilderness Area—Pro-
18 posed”, dated May 2002, to be known as the Payne
19 Ranch Proposed Wilderness Addition to the Cache
20 Creek Wilderness Area designated by section 101.

21 (b) MANAGEMENT.—Subject to valid existing rights,
22 the potential wilderness areas designated by subsection (a)
23 shall be administered by the Secretary concerned as wil-
24 derness, except as provided in subsection (c), until such
25 time as the lands are designated as wilderness.

1 (c) ECOLOGICAL RESTORATION.—For purposes of ec-
 2 ological restoration, including the elimination of nonnative
 3 species, road removal, repair of skid tracks, and other ac-
 4 tions necessary to restore the natural ecosystems in these
 5 areas, the Secretary concerned may use motorized equip-
 6 ment and mechanized transport until such time as the po-
 7 tential wilderness areas are designated as wilderness.

8 (d) WILDERNESS DESIGNATION.—Upon removal of
 9 conditions incompatible with the Wilderness Act and pub-
 10 lication by the Secretary concerned in the Federal Register
 11 of notice of such removal, or five years after the date of
 12 the enactment of this Act, whichever comes first, the po-
 13 tential wilderness areas designated by subsection (a) shall
 14 be designated as wilderness.

15 (e) AUTHORIZATION OF APPROPRIATIONS.—There
 16 are authorized to be appropriated \$5,000,000 for each of
 17 the fiscal years 2004 through 2008 to the Secretary con-
 18 cerned to carry out ecological restoration under subsection
 19 (c).

20 **TITLE II—WILD AND SCENIC** 21 **RIVER DESIGNATIONS**

22 **SEC. 201. DESIGNATION OF WILD AND SCENIC RIVERS.**

23 (a) DESIGNATION.—In order to preserve and protect
 24 for present and future generations the outstanding scenic,
 25 natural, wildlife, fishery, recreational, scientific, historic,

1 and ecological values of certain rivers in the State of Cali-
2 fornia, section 3(a) of the Wild and Scenic Rivers Act (16
3 U.S.C. 1274(a)) is amended by adding at the end the fol-
4 lowing new paragraphs:

5 “() BLACK BUTTE RIVER, CALIFORNIA.—The 2
6 miles of Black Butte River from the confluence of Estell
7 and Sheep Creeks to Spanish Creek confluence, as a scenic
8 river. The 18.5 miles of Black Butte River from Spanish
9 Creek confluence to Jumpoff Creek confluence, as a wild
10 river. The 3.5 miles of Black Butte River from Jumpoff
11 Creek confluence to confluence with Middle Eel River, as
12 a scenic river. The 5 miles of Cold Creek from Plaskett
13 Creek confluence to confluence with Black Butte River,
14 as a wild river. Within 18 months of the date of enactment
15 of this paragraph, the Secretary shall submit to Congress
16 and the Mendocino County board of supervisors a fire
17 management plan and report on the cultural and historic
18 resources within the river designations made by this para-
19 graph.

20 “() DOWNIE RIVER AND TRIBUTARIES, CALI-
21 FORNIA.—The 2 miles of the West Downie River from the
22 northern boundary of Sec. 27 T21N R10E to Rattlesnake
23 Creek confluence, as a wild river. The 3 miles of Rattle-
24 snake Creek from the source in Sec. 24 T21N R10E to
25 West Branch confluence, as a wild river. The 3 miles of

1 Downie River from the confluence of West Branch and
2 Rattlesnake Creek to the confluence with Grant Ravine,
3 as a wild river. The 1.75 miles of Downie River from
4 Grant Ravine confluence to the confluence with Lavezzola
5 Creek, as a recreational river. The 2 miles of Red Oak
6 Canyon from the source in Sec. 18 T21N R11E to 0.5
7 miles upstream of confluence with Empire Creek, as a wild
8 river. The 0.5 miles of Red Oak Canyon from 0.5 miles
9 upstream of Empire Creek confluence to Empire Creek
10 confluence, as a scenic river. The 2 miles of Empire Creek
11 from the source in Sec. 17 T12N R11E to 0.5 miles up-
12 stream of confluence with Red Oak Canyon, as a wild
13 river. The 4.5 miles of Empire Creek from 0.5 miles up-
14 stream of Red Oak Canyon confluence to confluence with
15 Lavezzola Creek, as a scenic river. The 1.5 miles of Sun-
16 nyside Creek from the confluence of Sunnyside Creek and
17 unnamed tributary in Sec. 8 T21N R11E to Spencer
18 Creek confluence, as a wild river. The 1.5 miles of Spencer
19 Creek from Lower Spencer Lake to confluence with Sun-
20 nyside Creek, as a wild river. The 5 miles of Lavezzola
21 Creek, from the confluence of Sunnyside and Spencer
22 Creeks to unnamed tributary in Sec. 33 T21N R11E, as
23 a wild river. The 7 miles of Lavezzola Creek, from the
24 confluence with unnamed tributary in Sec. 33 to Downie
25 River confluence, as a scenic river. The 3.5 miles of Pauley

1 Creek from Hawley and Snake Lakes to the southern
 2 boundary of Sec. 26 T21N R11E, as a scenic river. The
 3 7.5 miles of Pauley Creek from Sec. 26 to the western
 4 boundary of Sec.18 T20N R11E, as a wild river. The 4
 5 miles of Pauley Creek from Sec. 18 to confluence with
 6 Downie River, as a scenic river. The 1.5 miles of Butcher
 7 Ranch Creek from the eastern boundary of Sec. 2 T20N
 8 R11E to the confluence with Pauley Creek, as a wild river.

9 “() INDEPENDENCE CREEK, CALIFORNIA.—The 2
 10 miles from the source in Sec. 13 T18N R14E to the high
 11 water line of Independence Lake, as a wild river.

12 “() MOKELUMNE, NORTH FORK, CALIFORNIA.—
 13 The 5.75 miles from 0.25 miles downstream of Salt
 14 Springs dam to 0.5 miles downstream of Bear River con-
 15 fluence, as a recreational river. The 11 miles from 0.5
 16 miles downstream of Bear River confluence to National
 17 Forest boundary in Sec. 19 T7N R14E, as a wild river.

18 “() NIAGARA CREEK, CALIFORNIA.—The 1 mile
 19 from Highway 108 to the high water line of Donnell Res-
 20 ervoir, as a scenic river.

21 “() SAGEHEN CREEK, CALIFORNIA.—The 7.75
 22 miles from the source in Sec. 10 T18N R15E to 0.25
 23 miles upstream of Stampede reservoir, as a scenic river.

24 “() STANISLAUS RIVER, NORTH FORK, CALI-
 25 FORNIA.—The 5.5 miles of Highland Creek from 0.5 miles

1 downstream of New Spicer dam to North Fork confluence,
2 as a wild river. The 8.5 miles of the North Fork Stanislaus
3 River, from Highland Creek confluence to Little Rattle-
4 snake Creek confluence, as a wild river. The 2.25 miles
5 of the North Fork Stanislaus River, from Little Rattle-
6 snake Creek confluence to the northern edge of the private
7 property boundary in Sec. 8 T5N R16E, 0.25 miles up-
8 stream of Boards Crossing, as a recreational river. The
9 2 miles of the North Fork Stanislaus River, from 1 mile
10 downstream of Boards Crossing to the western boundary
11 of Calaveras Big Trees State Park, as a scenic river. The
12 7 miles of the North Fork Stanislaus River from 0.25
13 miles downstream of Road 4N38 crossing to Middle Fork
14 Stanislaus River confluence, as a wild river.

15 “() TUOLUMNE, SOUTH FORK.—The 0.2 miles from
16 the Rainbow Pool Bridge to the Highway 120 Bridge, as
17 a recreational river. The 3.0 miles from the Highway 120
18 Bridge to the Tuolumne Wild and Scenic River confluence,
19 as a scenic river. Within 18 months of the date of the
20 enactment of this paragraph, the Secretary shall submit
21 to Congress and the Tuolumne County board of super-
22 visors a fire management plan and report on the cultural
23 and historic resources within the river designations made
24 by this paragraph. Nothing in this paragraph is intended
25 or shall be construed to affect any rights, obligations,

1 privileges, or benefits granted under any prior authority
 2 of law, including chapter 4 of the Act of December 19,
 3 1913, commonly referred to as the Raker Act (38 Stat.
 4 242) and including any agreement or administrative ruling
 5 entered into or made effective before the enactment of this
 6 paragraph.”.

7 (b) WATER RESOURCES PROJECTS.—Nothing in this
 8 section shall preclude relicensing of, assistance to, or oper-
 9 ation and maintenance of, developments below or above
 10 a wild, scenic, or recreational river area or on any stream
 11 tributary thereto which will not invade the area or unrea-
 12 sonably diminish the existing scenic, recreational, and fish
 13 and wildlife values present in the area as of the date of
 14 enactment of this Act.

15 **SEC. 202. DESIGNATION OF WILD AND SCENIC RIVERS**
 16 **STUDY AREA.**

17 (a) DESIGNATION.—Section 5(a) of the Wild and
 18 Scenic Rivers Act (16 U.S.C. 1276(a)) is amended by add-
 19 ing at the end the following new paragraph:

20 “() CARSON RIVER, EAST FORK, CALIFORNIA.—
 21 The approximately 46.5 miles from the source to the Ne-
 22 vada border.”.

23 (b) SUBMISSION OF REPORT.—Not later than three
 24 years after the date of the enactment of this Act, the Sec-
 25 retary shall submit a report and findings to the President,

1 and the President shall submit a recommendation to Con-
2 gress, regarding the suitability for designation as a wild,
3 scenic, or recreational river of the river described in the
4 amendment made by subsection (a).

5 **TITLE III—SACRAMENTO RIVER**
6 **NATIONAL CONSERVATION**
7 **AREA**

8 **SEC. 301. DESIGNATION OF SACRAMENTO RIVER NATIONAL**
9 **CONSERVATION AREA.**

10 (a) DESIGNATION.—In order to conserve, protect,
11 and enhance the riparian and associated area described
12 in subsection (b) and the outstanding ecological, geologi-
13 cal, scenic, recreational, cultural, historical, fish and wild-
14 life values, and other resources of the area, there is hereby
15 established the Sacramento River National Conservation
16 Area (in this title referred to as the “conservation area”),
17 to be managed by the Redding Field Office of the Bureau
18 of Land Management.

19 (b) AREAS INCLUDED.—The conservation area shall
20 consist of the public lands in Tehama and Shasta Coun-
21 ties, California, generally depicted on a map entitled “Sac-
22 ramento River National Conservation Area”, dated May
23 2002, and comprising approximately 17,000 acres adja-
24 cent to the Sacramento River, Lower Battle Creek, and
25 Lower Paynes Creek.

1 (c) MAP AND LEGAL DESCRIPTION.—Not later than
2 three years after the date of the enactment of this Act,
3 the Secretary of the Interior (in this title referred to as
4 the “Secretary”) shall file a map and legal description of
5 the conservation area with the Committee on Energy and
6 Natural Resources of the Senate and the Committee on
7 Resources of the House of Representatives. The map shall
8 have the same force and effect as if included in this sec-
9 tion. Copies of the map shall be on file and available for
10 public inspection in the Office of the Director of the Bu-
11 reau of Land Management and in the appropriate office
12 of the Bureau of Land Management in California.

13 **SEC. 302. MANAGEMENT OF CONSERVATION AREA.**

14 (a) IN GENERAL.—The Secretary shall manage the
15 conservation area in a manner that conserves, protects,
16 and enhances its resources and values, including the re-
17 sources specified in subsection 301(a), pursuant to this
18 title and the Federal Land Policy and Management Act
19 of 1976 (43 U.S.C. 1701 et seq.) and other applicable pro-
20 visions of law.

21 (b) WITHDRAWAL.—Subject to valid existing rights,
22 all Federal lands within the conservation area are hereby
23 withdrawn from all forms of entry, appropriation or dis-
24 posal under the public land laws, from location, entry, and
25 patent under the mining laws, and from disposition under

1 all laws relating to mineral and geothermal leasing, and
2 all amendments thereto.

3 (c) HUNTING AND FISHING.—The Secretary shall
4 permit hunting and fishing in the conservation area in ac-
5 cordance with applicable laws and regulations of the
6 United States and the State of California.

7 (d) MOTORIZED VEHICLES.—The Secretary shall re-
8 strict the use of motorized vehicles on Federal lands in
9 the conservation area to roadways established as of the
10 date of the enactment of this Act.

11 (e) MOTORIZED BOATS.—Nothing in this title is in-
12 tended to restrict the use of motorized boats on the Sac-
13 ramento River. The Counties of Tehama and Shasta and
14 California Department of Boating and Waterways shall
15 retain their respective authority to regulate motorized
16 boating for the purpose of ensuring public safety and envi-
17 ronmental protection.

18 (f) GRAZING.—The grazing of livestock on Federal
19 lands in the conservation area, where authorized under
20 permits or leases in existence as of the date of the enact-
21 ment of this Act, shall be permitted to continue subject
22 to such reasonable regulations, policies, and practices as
23 the Secretary considers necessary, consistent with this
24 title, the Federal Land Policy and Management Act of
25 1976, and Bureau of Land Management regulations.

1 (g) ACQUISITION OF PROPERTY.—The Secretary may
2 acquire land or interests in land inside the boundaries of
3 the conservation area by donation, transfer, purchase with
4 donated or appropriated funds, or exchange, except that
5 no land or interest in land may be acquired without the
6 consent of the owner of the land.

7 (h) CONSERVATION AREA MANAGEMENT PLAN.—

8 (1) REQUIRED.—Not later than three years
9 after the date of the enactment of this Act, the Sec-
10 retary shall develop a comprehensive plan for the
11 long-range protection and management of the con-
12 servation area. The Secretary shall prepare the plan
13 in close consultation with appropriate Federal,
14 State, Tehama and Shasta Counties, and local agen-
15 cies, adjacent landowners, and other interested per-
16 son and submit the completed plan to the Committee
17 on Energy and Natural Resources of the Senate and
18 the Committee on Resources of the House of Rep-
19 resentatives.

20 (2) REQUIRED ELEMENTS OF PLAN.—The plan
21 shall describe the appropriate uses and management
22 of the conservation area in accordance with this
23 title.

24 (3) AUTHORIZED ELEMENTS OF PLAN.—The
25 Secretary may incorporate in the plan appropriate

1 decisions contained in any management or activity
2 plan for the Federal lands included in the conserva-
3 tion area and appropriate wildlife habitat manage-
4 ment plans or other plans prepared for such lands
5 or adjacent lands, which were completed before the
6 date of the enactment of this Act. The Secretary
7 may also use information developed before the date
8 of the enactment of this Act in studies of the land
9 in or adjacent to the conservation area.

10 **SEC. 303. AUTHORIZATION OF APPROPRIATIONS.**

11 There are authorized such sums as may be necessary
12 to carry out this title.

13 **TITLE IV—MISCELLANEOUS**
14 **PROGRAMS**

15 **SEC. 401. WILDERNESS AND WILD AND SCENIC RIVER**
16 **TOURISM DEVELOPMENT.**

17 There is authorized to be appropriated for each fiscal
18 year \$2,500,000 to the Secretary of Agriculture and
19 \$2,500,000 to the Secretary of the Interior to establish
20 a program to provide grants to communities surrounded
21 by, or adjacent to, wilderness areas or wild, scenic, or rec-
22 reational rivers designated by this Act, to be used for the
23 purpose of creating and promoting wilderness- and recre-
24 ation-related jobs, developing visitors centers, informa-
25 tional brochures, and kiosks regarding the wilderness

1 areas or wild, scenic, or recreational rivers, or other devel-
2 oping other methods to promote wilderness and wild and
3 scenic river tourism.

4 **SEC. 402. WILDERNESS AND WILD AND SCENIC RIVERS**
5 **RECREATION DEVELOPMENT.**

6 There is authorized to be appropriated for each fiscal
7 year \$1,250,000 to the Secretary of Agriculture and
8 \$1,250,000 to the Secretary of the Interior to be used in
9 wilderness areas and wild, scenic, or recreational rivers
10 designated by this Act to develop trails and other facilities
11 that will promote and enhance wilderness or wild, scenic,
12 or recreational river recreation experiences.

13 **SEC. 403. FIREFIGHTING.**

14 There is authorized to be appropriated for each fiscal
15 year \$2,500,000 to the Secretary of Agriculture and
16 \$2,500,000 to the Secretary of the Interior to be used in
17 wilderness areas and wild, scenic, or recreational rivers
18 designated by this Act to support firefighting activities.

19 **SEC. 404. LAW ENFORCEMENT.**

20 There is authorized to be appropriated for each fiscal
21 year \$1,000,000 to the Secretary of Agriculture and
22 \$1,000,000 to the Secretary of the Interior to be used in
23 wilderness areas and wild, scenic, or recreational rivers
24 designated by this Act to support law enforcement activi-

- 1 ties necessary to protect visitors and the natural resources
- 2 of these wild areas.

